

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE
EASTERN DIVISION

FILED BY *AC* D.C.
05 SEP 15 PM 2: 53

THOMAS M. GOULD
CLERK, U.S. DISTRICT COURT
W/D OF TN, MEMPHIS

DOROTHY STEELE,

Plaintiff,

v.

NO. 1-05-2480-T/A

ESTATE OF THOMAS DICKERSON,
II, as Employer/Agent Greyhound Lines,
Inc., and GREYHOUND LINES, INC.,
and ALEX YU CHANG, as Employee/
Agent of ARC International Corporation
d/b/a/ Trans USA Corporation, and
USA CORPORATION, and ARC
INTERNATIONAL CORPORATION,

Defendants.

ORDER DENYING CONSENT ORDER ALLOWING ATTORNEY FOR
PLAINTIFF TO AMEND COMPLAINT PURSUANT TO RULE 15

Before the Court is a Consent Order Allowing Attorney for Plaintiff to Amend Complaint Pursuant to Rule 15 filed on September 8, 2005.¹ It was unaccompanied either by a Motion or a memorandum of facts and law setting forth the basis for the request. For the reasons set forth below, the Consent Order is **DENIED**.

The Federal Rules of Civil Procedure require that "an application to the court for an order shall be by motion which ... shall be made in writing, shall state with particularity the grounds therefor, and shall set forth the relief or order sought." Fed. R. Civ. P. 7(b). Additionally, the Local Rules for the Western District of Tennessee require that all motions filed in the Court shall

¹The Consent Order states that the original Complaint is attached as Exhibit A and that the proposed Amended Complaint is attached as Exhibit B. The original Complaint, however, is marked as Exhibit 1 and the proposed Amended Complaint is not marked at all.

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be "accompanied by a supporting memorandum of facts and law." Local Rule 7.2(a)(1) for the Western District of Tennessee.

Because Plaintiff did not file a Motion or a supporting memorandum of facts and law, the Consent Order is **DENIED** without prejudice. Plaintiff may file a motion which complies with the Federal Rules of Civil Procedure and with Local Rules of Court if he so desires.²

IT IS SO ORDERED.



S. THOMAS ANDERSON
UNITED STATES MAGISTRATE JUDGE

Date: September 13, 2005

²Counsel for Plaintiff does not need to attach a copy of the original Complaint to the Motion to Amend but should attach a copy of the proposed Amended Complaint.



Notice of Distribution

This notice confirms a copy of the document docketed as number 17 in case 2:05-CV-02480 was distributed by fax, mail, or direct printing on September 16, 2005 to the parties listed.

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Honorable James Todd
US DISTRICT COURT